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DATE FILED: MAY 07 2008**

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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PATRICIA CREEGAN-LYNCH,

Plaintiff,

Civil Action No.: 07 CIV.6190 (PAC)

- against -

TOWN SPORTS INTERNATIONAL, LLC

Defendant.
-----X

**STIPULATION OF
SETTLEMENT AND
ORDER OF DISMISSAL**

WHEREAS, the parties are interested in resolving the issues alleged in the complaint in this action, and have negotiated in good faith for that purpose; and

WHEREAS, none of the parties to the above-captioned action is an infant or incompetent person; and

WHEREAS, the parties in the above-captioned action wish to discontinue the litigation;

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel as follows:

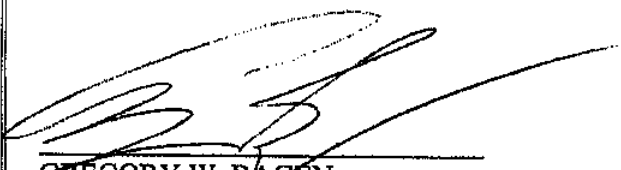
1. The parties hereby agree that the above-captioned action is dismissed and discontinued with prejudice, as to the named defendant(s), pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

2. Any and all of the claims for damages by plaintiff which are the subject of this action or otherwise arise out of any of the incidents alleged in the Complaint are hereby settled, as against the named defendant(s), for the sum of \$135,000.00 in full satisfaction of all claims for damages, costs, disbursements and legal fees.


3. Nothing in this So Ordered Stipulation of Settlement shall be construed as an admission or concession of liability whatsoever by any of the defendants regarding any of the allegations made by the plaintiff in the Complaint.

4. This Stipulation of Settlement and any Order entered thereon shall have no precedential value or effect whatsoever and shall not be admissible in any other action or proceeding as evidence or for any other purpose except in an action or proceeding to enforce this Stipulation of Settlement.

5. This So Ordered Stipulation of Settlement embodies the entire agreement of the parties in this matter.




GREGORY W. BAGEN
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SO ORDERED:



Judge Paul A. Crotty, U.S.D.J.

Dated: New York, New York
May 7, 2008

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Rory L. Lubin
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May 6, 2008

VIA E-MAIL

Hon. Paul A. Crotty, U.S.D.J.
United States District Court
Southern District of New York
500 Pearl Street – Chambers 735
Courtroom 20-C
New York, New York 10007

Re: *Creegan-Lynch v. Towns Sports International, LLC*
Civil Action No. : 07 CIV. 6190
Our File No. : 08342.00175

Dear Honorable Sir:

This office represents the defendant in the above reference matter.

Pursuant to the Order of Discontinuance dated April 28, 2008, we enclose a stipulation of settlement for your signature and filing.

Respectfully submitted,

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP


Rory L. Lubin

RLL/lp
Enclosure

cc: Gregory Bagen, Esq. (via e-mail)